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**THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

ALEXANDRIA HILL,

Plaintiff,

v.

SANTANDER CONSUMER USA INC.; DOE  
Individuals 1-10; DOE Employees 11-2-<sup>4</sup> and  
ROE Corporations 21-30,

Defendants.

SANTANDER CONSUMER USA INC.,

Third-Party Plaintiff,

v.

CYNTHIA HILL,

Third-Party Defendant.

Case No. 2:18-cv-01117-JAD-GWF

**THIRD-PARTY PLAINTIFF  
SANTANDER CONSUMER USA INC.'S  
MOTION FOR DEFAULT JUDGMENT  
AGAINST THIRD-PARTY DEFENDANT  
CYNTHIA HILL**

Third Party Plaintiff Santander Consumer USA Inc. ("SC"), by and through its attorneys, pursuant to Fed. R. Civ. P. 55(b)(1), respectfully moves for entry of default judgment against Third-Party Defendant Cynthia Hill ("Hill"), and in support thereof states as follows:

1           1.       This is an action for intentional misrepresentation, negligent misrepresentation  
2 and indemnification arising from representations made by Hill to SC. (ECF 7)

3           2.       On August 20, 2018, SC filed a Third-Party Complaint against Hill. (ECF 7)

4           3.       Hill was served with the Third-Party Complaint on September 20, 2018 and SC  
5 filed the Affidavit of Service on October 18, 2018. (ECF 20)

6           4.       Pursuant to Federal Rule of Civil Procedure 12(a)(1)(A), Hill had until October  
7 11, 2018 to answer or otherwise respond to the Third-Party Complaint.

8           5.       On March 27, 2019, the Clerk entered default against Hill based on her failure to  
9 answer or otherwise plead in response to the Third-Party Complaint. (ECF 26)

10          6.       To date, Hill has not filed or served any response to the Third-Party Complaint or  
11 taken any action to indicate that she intends to defend as to the Third-Party Complaint.

12          7.       Pursuant to Rule 55(b)(1) of the Federal Rules of Civil Procedure, “[i]f the  
13 plaintiff’s claim is for a sum certain or a sum that can be made certain by computation, the  
14 clerk—on the plaintiff’s request, with an affidavit showing the amount due—must enter  
15 judgment for that amount and costs against a defendant who has been defaulted for not appearing  
16 and who is neither a minor nor an incompetent person.”

17          8.       SC seeks a sum certain in the amount of \$7,500.00, as set forth in the attached  
18 Affidavit of Blaec C. Croft. *See* Exhibit A.

19          9.       To the best of SC’s knowledge, Hill is not a minor, incompetent person or  
20 military service member.

21               WHEREFORE SC respectfully requests that the Clerk enter default judgment against Hill  
22 in the amount of \$7,500.00.

23 Dated: July 19, 2019.

24                               By: /s/ Blaec C. Croft  
25                               BLAEC C. CROFT (*admitted pro hac vice*)  
26                               McGuireWoods LLP  
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